

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ALEXANDER A. BENZEMANN,

Plaintiff,

- against -

CITIBANK N.A., HOUSLANGER &
ASSOCIATES PLLC, TODD E.
HOUSLANGER, NCEP, LLC, and NEW
CENTRY FINANCIAL SERVICES, INC.,

Defendants.

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NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE

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ORDER

15 Civ. 437 (NRB)

WHEREAS plaintiff filed a complaint in this action in Supreme Court, New York County, on December 5, 2014, asserting twelve claims under state law and one claim, for breach of the Electronic Fund Transfer Act, 15 U.S.C. §§ 1693 et seq., under federal law; and

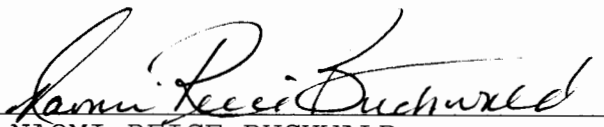
WHEREAS defendants removed this case to this Court on January 21, 2015, and invoked this Court's jurisdiction over federal claims as a basis for removal; and

WHEREAS plaintiff filed an amended complaint on January 28, 2015, in which he withdrew his federal claim and asserted only twelve claims under state law; and

WHEREAS the Second Circuit has "generally held that where all federal claims have been dismissed at a relatively early stage, the district court should decline to exercise supplemental jurisdiction over pendent state law claims," Astra Media Group. LLC v. Clear Channel Taxi Media, LLC, 414 F. App'x 334, 337 (2d Cir. 2011); it is hereby

ORDERED that the action be remanded to the Supreme Court of the State of New York for New York County.

Dated: New York, New York
February 10, 2015



NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE